

Enforcement Agency:

Delaware Department of Agriculture Pesticides
2320 S. DuPont Highway
Dover, Delaware 19901

Respondent:

Scotts Lawn Service
200 Anchor Mill Road
New Castle, DE 19720

Violations:

- (1) 3 **Del. C.** § 1224(a) (1) Applying a pesticide inconsistent with the label directions.
- (2) 3 **Del. C.** § 1224(c) (1) Operating in a faulty, careless, or negligent manner.

Penalty:

The respondent signed a consent order dated *April 24, 2008* agreeing to pay a civil penalty of *\$1540.00* and to abide by the Delaware Pesticide Rules and Regulations.

Summary:

The respondent applied a granular pesticide to a customer's lawn. During the application, the applicator deposited the pesticide on the sidewalk, roadway and gutter. Respondent did not remove the pesticide which was deposited in the roadway, sidewalk and gutter, until notified by the Department.